



## THE STATE OF NEVADA

### PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

**Name of Permittee:** CRAIG MILLER AND BEVERLY JO YUKE MILLER TRUST  
DATED 3-27-2000; LISA A. SCHIRMEISTER;  
LATANA RANCH FAMILY LIMITED PARTNERSHIP;  
GEORGE A. L'ABBE REVOCABLE TRUST AGREEMENT;  
RICHARD JOHNSON

**Source:** STREAM (EAST WALKER RIVER)

**Basin:** EAST WALKER AREA

**Manner of Use:** AS DECREED

**Period of Use:** AS DECREED

**Priority Date:** AS DECREED

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#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of The East Walker River, as heretofore appropriated under Claim No. 17 as appears in the "Docket in Equity" C-125 filed April 15, 1936, in the District Court of the United States of America in and for the District of Nevada is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

A totalizing meter must be installed and maintained in the discharge pipeline, and accurate measurements must be kept of water placed to beneficial use.

This permit is issued subject to the continuing jurisdiction of the United States Board of Water Commissioners and the State Engineer.

The water diversion device used under this Permit must have the ability to adjust and maintain its flow rate to match the prescribed flow rate set by the Chief Deputy Water Commissioner of the United States Board of Water Commissioners.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.2528 cubic feet per second for the irrigation of 140.8 acres, as decreed.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

November 30 2017

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

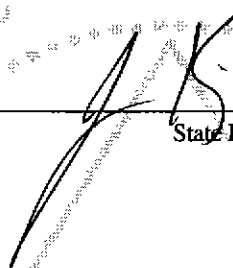
November 30 2019

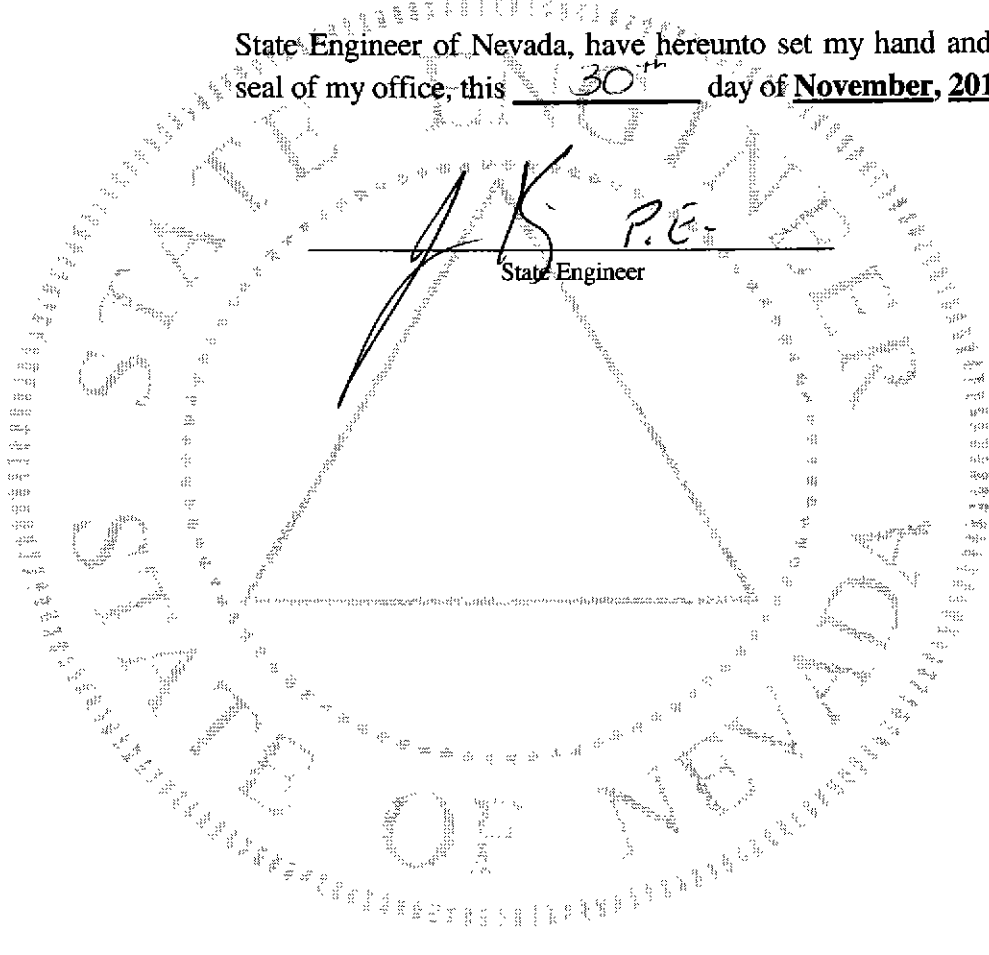
Map in support of proof of beneficial use shall be filed on or before:

November 30 2019

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30<sup>th</sup> day of November, 2016

 P.E.  
\_\_\_\_\_  
State Engineer



**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<b>MAY 10 2016</b>
Returned to applicant for correction	
Corrected application filed	<b>MAY 10 2016</b>
Map filed	

The applicant See Attachment "A"  
530 Hugo Street of San Francisco  
Street Address or PO Box City or Town  
California 94122 hereby make(s) application for permission to change the  
State and ZIP Code

☒ Point of diversion
 ☒ Place of use
 ☐ Manner of use
 ☒ of a portion  
 of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
Claim 17 of that certain Decree entitled "United States of America, Plaintiff, Vs. Walker River Irrigation District, a corporation, et al. Defendants" in Equity Docket C-125

2016 MAY 10 11:00 AM  
 STATE ENGINEER'S OFFICE

1. The source of water is East Walker River  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed As Decreed - 138.1 acres along with a pro-rata portion of the diversion rate  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for As Decreed  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
4. The water heretofore used for As Decreed  
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
NE 1/4 SE 1/4, Section 26, T.11N., R.26E., M.D.B. & M., or at a point from which the NE Corner of said Section 26 bears N. 3° 49' 35" E., a distance of 3,613.53'. Refer to map accompanying this application for proposed point of diversion
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
As Decreed: Charlebois Ditch (aka Lower East Charlebois Ditch aka Ivey Northeast Ditch) from the east bank within the SE 1/4 SE 1/4, Section 6, T.10N., R.26E., M.D.B. & M. Please refer to Sheet 3 of Map filed under Permit 25017 for location of existing point of diversion.

East Walker Area  
 9 - 109  
 24

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

138.1 acres within the following subdivisions: SE 1/4 SW 1/4, Section 14; NE 1/4 NW 1/4, NE 1/4, SE 1/4, Section 23; Portion of NW 1/4 SW 1/4, Section 25; NE 1/4, Portion of NE 1/4 SE 1/4, Section 26, all in T.11N., R.26E., M.D.B. & M. Refer to map accompanying this application for proposed place of use.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Please refer to Attachment "B."

9. Proposed use will be from As Decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day

10. Existing use permitted from As Decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Electric Pump and motor located in wet well adjacent to the river discharging into a settling pond and from there via an electric pump and motor into a 12" diameter pipeline to the place(s) of use

12. Estimated cost of works Completed

13. Estimated time required to construct works Completed

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Three (3) years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Currently the existing point of diversion is located more than 2.5 miles southwest of the place(s) of use. To minimize ditch losses and to ensure more efficient water distribution and utilization, the Applicants installed a pump in the East Walker River and filed a petition with the Walker River Irrigation District to transfer their non-decreed storage rights to this point of diversion. This application is being filed to change the Applicants Decreed rights to that same diversion point so that all surface rights associated with the users and lands described have an adequate surface water supply.

16. Miscellaneous remarks:

gregb@tecreno.com

E-mail Address

(775) 352-7800

Phone No.

227

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Gregory M. Bilyeu

Type or print name clearly

Signature, applicant or agent

TEC Civil Engineering Consultants

Company Name

9480 Double Diamond Parkway, Suite 200

Street Address or PO Box

Reno, NV 89521

City, State, ZIP Code

86203

Attachment "A"

Craig Miller & Beverly Jo Yuke-Miller, Trustees of the (Craig Miller and Beverly Jo Yuke-Miller Trust dated 3-27-2000)

Lisa A. Schirmeister

Lantana Ranch Family Limited Partnership

Richard Johnson

George A. L'Abbe, as Special Trustee for the (George A. L'Abbe Revocable Trust Agreement)

2016 MAY 10 AM 9:29  
STATE ENGINEERS OFFICE

## ATTACHMENT "B"

## 8. Existing Place of Use

## Walker River Claim 17

(Note: There are no maps illustrating the 400 acres under Claim 17)

As Decreed - 400 acres within the below listed subdivisions:

Subdivision		Section	Township (N.)	Range (E.)
SE ¼	NE ¼	7	10	27
NW ¼	NE ¼	8	10	27
S ½	NW ¼	8	10	27
	SW ¼	8	10	27
NW ¼	SE ¼	17	10	27
NE ¼	NW ¼	17	10	27
	SW ¼	31	11	27
SE ¼	SW ¼	14	11	26
NE ¼	NW ¼	23	11	26
NE ¼	SE ¼	23	11	26
	NE ¼	23	11	26
W ¼	SE ¼	23	11	26
N ½	NE ¼	26	11	26
SE ¼	NE ¼	26	11	26
NE ¼	SE ¼	26	11	26
NE ¼	NW ¼	36	11	26
W ¼	NE ¼	36	11	26
W ¼	SW ¼	36	11	26
E ½	SE ¼	36	11	26

Priority	Acres
1867	9
1879	40
1875	31
1885	200
1890	50
1895	70
<hr/>	
	400

Refer to Page 21 of Final Decree C-125

138.1 acres out of the above listed 400 acres being transferred from the below listed subdivisions:

Subdivision		Section	Township (N.)	Range (E.)
SE ¼	SW ¼	14	11	26
NE ¼	NW ¼	23	11	26
NE ¼	SE ¼	23	11	26
	NE ¼	23	11	26
W ¼	SE ¼	23	11	26
N ½	NE ¼	26	11	26
SE ¼	NE ¼	26	11	26
NE ¼	SE ¼	26	11	26

2016 MAY 10 PM 06:22  
STATE ENGINEERS OFFICE